

REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

FIRST DIVISION

PHILEX GOLD PHILIPPINES,
INC.,

Petitioner,

C.T.A. CASE NOS. 6779
& 6829

Members:

- versus -

ACOSTA, Chairman
BAUTISTA, and
CASANOVA, JJ.

COMMISSIONER OF INTERNAL
REVENUE,

Respondent.

Promulgated:

MAR 07 2005

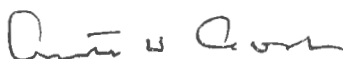
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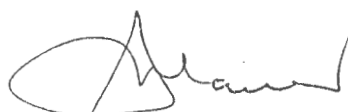
RESOLUTION

Confirming the order of the court on February 1, 2005, petitioner's "Motion to Withdraw Petition for Review in CTA Case No. 6779," filed on January 28, 2005, is hereby **GRANTED** considering the issuance of Bureau of Customs Tax Credit Certificate No. SN 186401, dated October 1, 2004, in favor of petitioner in the amount of P357,908.00, in satisfaction of petitioner's claim for VAT refund in CTA Case No. 6779.

WHEREFORE, the petition for review in CTA Case No. 6779 is hereby **WITHDRAWN** and the same is considered **CLOSED AND TERMINATED**. CTA Case No. 6829 is set for hearing on March 31, 2005 at 9:00 a.m. in the session hall of this court for the continuation of petitioner's presentation of evidence.

SO ORDERED.


ERNESTO D. ACOSTA
Presiding Justice


LOVELL R. BAUTISTA
Associate Justice


CAESAR A. CASANOVA
Associate Justice